Defendant Alexander Yaroshinsky's Motion to Dismiss ("Motion To Dismiss") Lead Plaintiff's Amended Consolidated Class Action Complaint ("Complaint") was heard on October 19, 2007 at 9:00 a.m. in Courtroom 10 of the above-entitled court. Having read and considered all papers submitted in the matter, as well as having entertained oral argument, and good cause appearing therefor, IT IS HEREBY ORDERED that the Motion to Dismiss is GRANTED. Lead Plaintiff's Complaint is dismissed with prejudice, with respect to Defendant Yaroshinsky. Dated: UNITED STATES DISTRICT JUDGE